

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

IN RE: EPHEDRA PRODUCTS LIABILITY  
LITIGATION

04 M.D. 1598(JSR)

PERTAINS TO ALL CASES

X

X

**NOTICE OF MOTION AND MOTION FOR REIMBURSEMENT OF  
EXPENSES INCURRED BY ANDREWS & THORNTON PRIOR  
TO THE ASSIGNMENT OF MDL 1598**

PLEASE TAKE NOTICE that at on May 8, 2008, or as soon thereafter as the matter may be heard in Courtroom 14B of the above entitled court, before the Hon. Jed S. Rakoff, Andrews & Thornton, by and through John C. Thornton, will and hereby does respectfully request that this Court approve its application for an order reimbursing litigation expenses incurred by Andrews & Thornton prior to the assignment of MDL 1598.

This motion will be based on this Notice of Motion and the Affidavit of John C. Thornton, Esq. and the exhibits attached thereto, which are filed concurrently herewith.

Such motion will also be based on all pleadings and papers filed in this action, any matter of which the Court must or may take judicial notice, on such further evidence the Court may deem proper and necessary, and on such further oral and documentary evidence as may be submitted at or before the time for hearing.

ANDREWS & THORNTON

  
JOHN C. THORNTON

April 30, 2008